

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

HAKIM RYDELL BRANCHE-JONES, et al.

## Defendants.

CASE NO. 2:16-cr-00062-LRH-EJY

## **FINDING OF FACT, CONCLUSIONS OF LAW AND ORDER**

## **FINDINGS OF FACTS**

20 1. The parties agree to this continuance.

21 2. In the instant case, a Second Superseding Indictment was filed on July 31, 2019 (ECF

22 228). Ms. Perez was charged with Conspiracy to Distribute a Controlled Substance (21

23 U.S.C. §§ 841(a)(1), (b)(1)(A)(ii), and 846); Distribution of a Controlled Substance (21

24 U.S.C. §§ 841 (a)(1), (b)(1)(B)(ii), and 846); Conspiracy to Money Launder (18 U.S.C. §

25 1956(a)(1)(B)(i), and 1956(h)); and Conspiracy to Structure (18 U.S.C. §371 and 31

26 U.S.C. § 5324(a)(1) & (d)(1)). Mr. Wilder was charged with Conspiracy to Distribute a

27

1 Controlled Substance (21 U.S.C. §§ 841(a)(1), (b)(1)(A)(ii), and 846); Distribution of a  
2 Controlled Substance (21 U.S.C. §§ 841 (a)(1), (b)(1)(B)(ii), and 846); and Conspiracy to  
3 Money Launder (18 U.S.C. § 1956(a)(1)(B)(i), and 1956(h)). Mr. Jones was charged with  
4 Conspiracy to Money Launder (18 U.S.C. § 1956(a)(1)(B)(i), and 1956(h)); and  
5 Conspiracy to Structure (18 U.S.C. §371 and 31 U.S.C. § 5324(a)(1) & (d)(1)). Mr.  
6 Branche-Jones was charged with Conspiracy to Distribute a Controlled Substance (21  
7 U.S.C. §§ 841(a)(1), (b)(1)(A)(ii), and 846); two counts of Distribution of a Controlled  
8 Substance (21 U.S.C. §§ 841 (a)(1), (b)(1)(B)(ii), and 846); Possession of a Firearm in  
9 Furtherance of a Drug Trafficking Offense (18 U.S.C. § 924(c)); Conspiracy to Money  
10 Launder (18 U.S.C. § 1956(a)(1)(B)(i), and 1956(h)); and Conspiracy to Structure (18  
11 U.S.C. §371 and 31 U.S.C. § 5324(a)(1) & (d)(1)).  
12

- 13 3. On October 7, 2020 Ms. Perez pleaded guilty to Conspiracy to Structure (18 U.S.C. §371  
14 and 31 U.S.C. § 5324(a)(1) & (d)(1)). Mr. Wilder and Mr. Branche-Jones pleaded guilty  
15 to Conspiracy to Distribute a Controlled Substance (21 U.S.C. §§ 841(a)(1), (b)(1)(A)(ii),  
16 and 846), and Mr. Jones pleaded guilty to Conspiracy to Commit Money Laundering (18  
17 U.S.C. § 1956(a)(1)(B)(i), and 1956(h)). Wilder, Branche-Jones, and Jones all entered  
18 their pleas in December 2019, shortly before the pandemic began, which would  
19 ultimately severely affect the Court's ability to conduct hearings throughout the majority  
20 of 2020.
- 21 4. At this time, the parties request a reasonable continuance due to Defense Counsel facing  
22 several logistical and scheduling related impediments brought on by pandemic-era  
23 constraints that adversely affect their ability to prepare for sentencing hearings on behalf  
24 of their clients; Counsel is actively arranging for alternative solutions to ensure clients are  
25 adequately prepared for sentencing, which is causing minor delay.  
26  
27  
28

5. Although Counsel for Defendant Wilder has been diligent in requesting information and  
6 interviewing witnesses, he was recently made aware of additional names of individuals to  
7 contact, and therefore requires additional time to complete the interviews, so to ensure  
8 Mr. Wilder is adequately prepared for sentencing.
- 9 6. Furthermore, Counsel for Ms. Perez was made aware of additional sentencing issues on  
10 Tuesday March 23, 2021, which are important to her sentencing presentation to the Court  
11 but which require investigation.
- 12 7. The parties recognize the various logistical and scheduling challenges for courts due to  
13 the pandemic and are amenable to waiting for a new sentencing date when this Court's  
14 schedule becomes more certain as to when Judge Hicks anticipates future travel to Las  
15 Vegas. The parties recognize it is most convenient for Judge Hicks to hold all sentencing  
16 hearings on the same day.
- 17 8. The additional time requested by this stipulation is reasonable pursuant to Fed. R.  
18 Crim.P. 32(b)(2), which states that the "court may, for good cause, change any time  
19 limits prescribed [for sentencing] in this rule." Furthermore, a delay in sentencing does  
20 not implicate or undermine the defendant's speedy trial rights under the United States  
21 Constitution. *See Betterman v. Montana*, 136 S.Ct. 1609, 1617-18 (2016).
- 22 9. This is the second request for a continuance of the sentencing for Ms. Perez. The  
23 additional time requested herein is not sought for purposes of delay. No further  
24 continuances are anticipated, Ms. Perez is eager to reach resolution in the matter and is  
25 not in custody. Co-defendants Wilder, Jones, and Branche-Jones also do not oppose the  
26 continuance, and do not anticipate further continuances.
- 27 10. Denial of this request for a continuance would deny counsel for co-defendants sufficient  
28 time to prepare for sentencing effectively and thoroughly, taking into account due  
29

diligence. Accordingly, a denial of this request for continuance could result in a miscarriage of justice.

## **CONCLUSION OF LAW**

For all the above-stated reasons, the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial and sentencing, since the failure to grant a continuance would likely result in a miscarriage of justice, would deny parties sufficient time to prepare for sentencing, considering the exercise of due diligence.

## ORDER

**IT IS HEREBY ORDERED** that the in-person sentencing hearing for Alisha Perez in this matter scheduled for April 8, 2021 at 4:00 p.m. is hereby vacated and continued to Thursday, May 13, 2021, at 2:30 p.m.

**IT IS HEREBY ORDERED** that the in-person sentencing hearing for Albert Jones in this matter scheduled for April 8, 2021 at 2:00 p.m. is hereby vacated and continued to Thursday, May 13, 2021, at 12:30 p.m.

**IT IS HEREBY ORDERED** that the in-person sentencing hearing for Darrin Wilder in this matter scheduled for April 8, 2021 at 1:00 p.m. is hereby vacated and continued to Thursday, May 13, 2021, at 11:30 a.m.

**IT IS HEREBY ORDERED** that the in-person sentencing hearing for Hakim Rydell Branche-Jones in this matter scheduled for April 8, 2021 at 12:00 p.m. is hereby vacated and continued Thursday, May 13, 2021, at 10:30 a.m.

111

1  
2 DATED this 30th day of March, 2021.  
3  
4  
5  
6



---

7 LARRY R. HICKS  
8 UNITED STATES DISTRICT JUDGE  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28